



# GENERAL ASSEMBLY

## COMMONWEALTH OF KENTUCKY

### 2010 REGULAR SESSION

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HOUSE BILL NO. 151

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WEDNESDAY, FEBRUARY 10, 2010

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The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED  
DATE April 12, 2010  
4:55pm  
\_\_\_\_\_  
TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY R. Miller

AN ACT relating to campaign finance.

***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

➔ Section 1. KRS 121.180 is amended to read as follows:

- (1) (a) Any candidate, slate of candidates, or political issues committee shall be exempt from filing any preelection finance reports required by subsection (3) of this section if the candidate, slate of candidates, or political issues committee chairman files a form prescribed and furnished by the registry stating that contributions will not be accepted or expended in excess of three thousand dollars (\$3,000) in any one (1) election to further the candidacy or to support or oppose a constitutional amendment or public question which will appear on the ballot. For a candidate for judicial office who desires to be exempt from filing preelection campaign finance reports as provided in this paragraph, the request for exemption shall be filed by the campaign treasurer of the candidate's campaign committee, but the candidate shall be personally liable for any violation if the campaign treasurer accepts contributions or makes expenditures in excess of the limit and shall be subject to the same penalties as a candidate as provided in subparagraph (1)1. or 2. of this subsection. A separate form shall be required for each primary, regular, or special election in which the candidate or slate of candidates participates or in which the public question appears on the ballot, unless the candidate, slate of candidates, or political issues committee chairman indicates on a request for exemption that the request will be applicable to more than one (1) election. The form shall be filed with the same office with which a candidate or slate of candidates files nomination papers or, in the case of a political issues committee, with the registry.
- (b) Any candidate, slate of candidates, or political issues committee shall be exempt from filing any campaign finance reports required by subsections (3)

1 and (4) of this section if the candidate, slate of candidates, or political issues  
2 committee chairman files a form prescribed and furnished by the registry  
3 stating that currently no contributions have been received and that  
4 contributions will not be accepted or expended in excess of one thousand  
5 dollars (\$1,000) in any one (1) election. For a candidate for judicial office who  
6 desires to be exempt from filing any campaign finance reports as provided in  
7 this paragraph, the request for exemption shall be filed by the campaign  
8 treasurer of the candidate's campaign committee, but the candidate shall be  
9 personally liable for any violation if the campaign treasurer accepts  
10 contributions or makes expenditures in excess of the limit and shall be subject  
11 to the same penalties as a candidate as provided in subparagraph (l)1. or 2. of  
12 this subsection. A separate form shall be required for each primary, regular, or  
13 special election in which the candidate or slate of candidates participates or in  
14 which the public question appears on the ballot, unless the candidate, slate of  
15 candidates, or political issues committee chairman indicates on a request for  
16 exemption that the request will be applicable to more than one (1) election.  
17 The form shall be filed with the same office with which a candidate or slate of  
18 candidates files nomination papers or, in the case of a political issues  
19 committee, with the registry.

- 20 (c) For a primary election, a candidate or slate of candidates shall file a request  
21 for exemption not later than the deadline for filing nomination papers and,  
22 except as provided in subparagraph 2. of paragraph (d) of this subsection,  
23 shall be bound by its terms unless it is rescinded in writing not later than  
24 fifteen (15) days after the filing deadline. For a regular election, a candidate or  
25 slate of candidates shall file or rescind in writing a request for exemption not  
26 later than twenty-five (25) days after the date of the preceding primary  
27 election, except as provided in subparagraph 2. of paragraph (d) of this

1 subsection. For a special election, a candidate or slate of candidates shall file a  
2 request for exemption not later than ten (10) days after the candidate or slate  
3 of candidates is nominated for a special election and shall be bound by its  
4 terms unless it is rescinded in writing not later than twenty-five (25) days after  
5 the date on which the nomination for a special election is made. A political  
6 issues committee chairman shall file a request for exemption not later than ten  
7 (10) days after the date on which the committee registers with the registry and  
8 shall be bound by its terms unless it is rescinded in writing not later than  
9 fifteen (15) days after the date on which the request for exemption is filed.

- 10 (d) 1. A candidate or slate of candidates that revokes a request for exemption  
11 in a timely manner may exercise the remaining option or may file all  
12 reports required of a candidate intending to raise or spend in excess of  
13 three thousand dollars (\$3,000) in an election. If a candidate or slate of  
14 candidates elects to exercise a different option, the candidate or slate of  
15 candidates shall file the appropriate form with the officer who received  
16 the filing papers of the candidate or slate of candidates not later than the  
17 deadline for filing a revocation.
- 18 2. A candidate for any city or county office or for any school board office,  
19 who is exempted from some or all campaign finance reporting  
20 requirements pursuant to paragraph (a) or (b) of this subsection but who  
21 accepts contributions or makes expenditures in excess of the exempted  
22 amount in an election, shall file all applicable reports required for the  
23 remainder of that election, based upon the amount of contributions or  
24 expenditures the candidate accepts or receives in that election. The filing  
25 of applicable required reports by a candidate after the exempted amount  
26 is exceeded shall serve as notice to the registry that the initial exemption  
27 has been rescinded. No further notice to the registry shall be required

1           and no penalty for exceeding the initial exempted amount shall be  
2           imposed against the candidate, except for failure to file applicable  
3           reports required after the exempted amount is exceeded.

4       (e) Any candidate or slate of candidates that is subject to an August filing  
5       deadline and that intends to execute a request for exemption shall file the  
6       appropriate request for exemption not later than the filing deadline and, except  
7       as provided in subparagraph 2. of paragraph (d) of this subsection, shall be  
8       bound by its terms unless it is rescinded in writing not later than fifteen (15)  
9       days after the filing deadline. A candidate or slate of candidates that is covered  
10      by this paragraph shall have the same reversion rights as those provided in  
11      subparagraph 1. of paragraph (d) of this subsection.

12      (f) Any candidate or slate of candidates that will appear on the ballot in a regular  
13      election that has signed either request for exemption for that election may  
14      exercise the reversion rights provided in subparagraph 1. of paragraph (d) of  
15      this subsection if a candidate or slate of candidates that is subject to an August  
16      filing deadline subsequently files in opposition to the candidate or slate of  
17      candidates. Except as provided in subparagraph 2. of paragraph (d) of this  
18      subsection, a candidate or slate of candidates covered by this paragraph shall  
19      comply with the deadline for rescission provided in subparagraph 1. of  
20      paragraph (d) of this subsection.

21      (g) Except as provided in subparagraph 2. of paragraph (d) of this subsection, any  
22      candidate or slate of candidates that has filed a request for exemption for a  
23      regular election that later is opposed by a person who has filed a declaration of  
24      intent to receive write-in votes may rescind the request for exemption and  
25      exercise the reversion rights provided in subparagraph 1. of paragraph (d) of  
26      this subsection.

27      (h) Any candidate or slate of candidates that has filed a request for exemption

1 may petition the registry to determine whether another person is campaigning  
2 as a write-in candidate prior to having filed a declaration of intent to receive  
3 write-in votes, and, if the registry determines upon a preponderance of the  
4 evidence that a person who may later be a write-in candidate is conducting a  
5 campaign, the candidate or slate of candidates, except as provided in  
6 subparagraph 2. of paragraph (d) of this subsection, may petition the registry  
7 to permit the candidate or slate of candidates to exercise the reversion rights  
8 provided in subparagraph 1. of paragraph (d) of this subsection.

9 (i) If the opponent of a candidate or slate of candidates is replaced due to his  
10 withdrawal because of death, disability, or disqualification, the candidate or  
11 slate of candidates, except as provided in subparagraph 2. of paragraph (d) of  
12 this subsection, may exercise the reversion rights provided in subparagraph 1.  
13 of paragraph (d) of this subsection not later than fifteen (15) days after the  
14 party executive committee nominates a replacement for the withdrawn  
15 candidate or slate of candidates.

16 (j) A person intending to be a write-in candidate for any office in a regular or  
17 special election may execute a request for exemption under paragraph (a) or  
18 (b) of this subsection and shall be bound by its terms unless it is rescinded in  
19 writing not later than fifteen (15) days after the filing deadline for the regular  
20 or special election. A person intending to be a write-in candidate who revokes  
21 a request for exemption in a timely manner may exercise the remaining  
22 exemption option or may file all reports required of a candidate intending to  
23 raise or spend in excess of three thousand dollars (\$3,000) in an election.  
24 Except as provided in subparagraph 2. of paragraph (d) of this subsection, a  
25 person intending to be a write-in candidate who elects to exercise a different  
26 exemption option shall file the appropriate form with the officer who received  
27 the initial request for exemption not later than fifteen (15) days after the filing

1 deadline for the regular or special election.

2 (k) Except as provided in subparagraph 2. of paragraph (d) of this subsection, the  
3 campaign committee of any candidate or slate of candidates that has filed a  
4 request for exemption or a political issues committee whose chairman has  
5 filed a request for exemption shall be bound by its terms unless it is rescinded  
6 in a timely manner and no new request for exemption has been executed.

7 (l) 1. Except as provided in subparagraph 2. of paragraph (d) of this  
8 subsection, any candidate, slate of candidates, or political issues  
9 committee that is exempt from filing campaign finance reports pursuant  
10 to paragraph (a), (b), (e), or (j) of this subsection that accepts  
11 contributions or makes expenditures, or whose campaign treasurer  
12 accepts contributions or makes expenditures, in excess of the applicable  
13 limit in any one (1) election without rescinding the request for  
14 exemption in a timely manner shall comply with all applicable reporting  
15 requirements and, in lieu of other penalties prescribed by law, pay a fine  
16 of not more than five hundred dollars (\$500) plus the amount by which  
17 the spending limit was exceeded.

18 2. Except as provided in subparagraph 2. of paragraph (d) of this  
19 subsection, a candidate, slate of candidates, campaign committee, or  
20 political issues committee that is exempt from filing campaign finance  
21 reports pursuant to paragraph (a), (b), (e), or (j) of this subsection that  
22 knowingly accepts contributions or makes expenditures in excess of the  
23 applicable spending limit in any one (1) election without rescinding the  
24 request for exemption in a timely manner shall comply with all  
25 applicable reporting requirements and shall be guilty of a Class D  
26 felony.

27 (2) (a) State and county executive committees, and caucus campaign committees

1 shall make a full report, upon a prescribed form, to the registry, of all money,  
2 loans, or other things of value, received from any source, and expenditures  
3 authorized, incurred, or made, since the date of the last report, including:

- 4 1. For each contribution of any amount made by a permanent committee,  
5 the name and business address of the permanent committee, the date of  
6 the contribution, the amount contributed, and a description of the major  
7 business, social, or political interest represented by the permanent  
8 committee;
- 9 2. For other contributions in excess of one hundred dollars (\$100), the full  
10 name, address, age if less than the legal voting age, the date of the  
11 contribution, the amount of the contribution, and the employer and  
12 occupation of each contributor. If the contributor is self-employed, the  
13 name under which he is doing business shall be listed;
- 14 3. The total amount of cash contributions received during the reporting  
15 period; and
- 16 4. A complete statement of expenditures authorized, incurred, or made.  
17 The complete statement of expenditures shall include the name and  
18 address of each person to whom an expenditure is made in excess of  
19 twenty-five dollars (\$25), and the amount, date, and purpose of each  
20 expenditure.

- 21 (b) This report shall be in the hands of the registry or postmarked within five (5)  
22 days after the thirtieth day following the primary and regular elections. If an  
23 individual gives a reportable contribution to a caucus campaign committee or  
24 to a state or county executive committee with the intention that the  
25 contribution or a portion of the contribution go to a candidate or slate of  
26 candidates, the name of the contributor and the sum shall be indicated on the  
27 committee report. The receipts and expenditures of funds remitted to each



1 political party under KRS 141.071 to 141.073 shall be separately accounted  
2 for and reported to the registry in the manner required by KRS 121.230. The  
3 separate report may be made a separate section within the report required, by  
4 this subsection, to be in the hands of the registry or postmarked within five (5)  
5 days after the thirtieth day following each regular election.

6 (3) (a) Except for candidates or slates of candidates, campaign committees, or  
7 political issues committees exempted from reporting requirements pursuant to  
8 subsection (1) of this section, each campaign treasurer of a candidate, slate of  
9 candidates, campaign committee, or political issues committee who accepts  
10 contributions or expends, expects to accept contributions or expend, or  
11 contracts to expend more than three thousand dollars (\$3,000) in any one (1)  
12 election, and each fundraiser who secures contributions in excess of three  
13 thousand dollars (\$3,000) in any one (1) election, shall make a full report to  
14 the registry, on a form provided or using a format approved by the registry, of  
15 all money, loans, or other things of value, received from any source, and  
16 expenditures authorized, incurred, and made, since the date of the last report,  
17 including:

- 18 1. For each contribution of any amount made by a permanent committee,  
19 the name and business address of the permanent committee, the date of  
20 the contribution, the amount contributed, and a description of the major  
21 business, social, or political interest represented by the permanent  
22 committee;
- 23 2. For each contribution in excess of one hundred dollars (\$100) made to a  
24 candidate or slate of candidates for a statewide-elected state office, or to  
25 a campaign committee for a candidate or slate of candidates for a  
26 statewide-elected state office, the date, name, address, occupation, and  
27 employer of each contributor and the spouse of the contributor or, if the

contributor or spouse of the contributor is self-employed, the name under which he is doing business, and the amount contributed by each contributor; and

3. For each contribution in excess of one hundred dollars (\$100) made to any candidate or campaign committee other than those specified in subparagraph 2. or a political issues committee, the full name, address, age if less than the legal voting age, the date of the contribution, the amount of the contribution, and the employer and occupation of each other contributor. If the contributor is self-employed, the name under which he is doing business shall be listed;
4. The total amount of cash contributions received during the reporting period; and
5. A complete statement of all expenditures authorized, incurred, or made. The complete statement of expenditures shall include the name, address, and occupation of each person to whom an expenditure is made in excess of twenty-five dollars (\$25), and the amount, date, and purpose of each expenditure.

(b) Reports of all candidates, slates of candidates, campaign committees, political issues committees, and registered fundraisers shall be made as follows:

1. Candidates as defined in KRS 121.015(8), slates of candidates, campaign committees, political issues committees, and fundraisers which register in the year before the year an election in which the candidate, a slate of candidates, or public question shall appear on the ballot, shall file financial reports with the registry at the end of the first calendar quarter after persons become candidates or slates of candidates, or following registration of the committee or fundraiser, and each calendar quarter thereafter, ending with the last calendar quarter of that

- 1 year. Candidates, slates of candidates, committees, and registered  
2 fundraisers shall make all reports required by this section during the year  
3 in which the election takes place;
- 4 2. All candidates, slates of candidates, campaign committees, political  
5 issues committees, and registered fundraisers shall make reports on the  
6 thirty-second day preceding an election, including all previous  
7 contributions and expenditures;
- 8 3. All candidates, slates of candidates, campaign committees, political  
9 issues committees, and registered fundraisers shall make reports on the  
10 fifteenth day preceding the date of the election; and
- 11 4. All reports to the registry shall be received by the registry or postmarked  
12 within five (5) days after each filing deadline.
- 13 (4) Except for candidates, slates of candidates, and political issues committees,  
14 exempted pursuant to subsection (1)(b) of this section, all candidates, regardless of  
15 funds received or expended, campaign committees, political issues committees, and  
16 registered fundraisers shall make post-election reports within thirty (30) days after  
17 the election.
- 18 (5) In making the preceding reports, the total gross receipts from each of the following  
19 categories shall be listed: proceeds from the sale of tickets for events such as  
20 testimonial affairs, dinners, luncheons, rallies, and similar fundraising events, mass  
21 collections made at the events, and sales of items such as campaign pins, buttons,  
22 hats, ties, literature, and similar materials. When any individual purchase or the  
23 aggregate purchases of any item enumerated above from a candidate or slate of  
24 candidates for a statewide-elected state office or a campaign committee for a  
25 candidate or slate of candidates for a statewide-elected state office exceeds one  
26 hundred dollars (\$100), the purchaser shall be identified by name, address, age, if  
27 less than the legal voting age, occupation, and employer and the employer of the

1 spouse of the purchaser or, if the purchaser or the spouse of the purchaser is self-  
 2 employed, the name under which he is doing business, and the amount of the  
 3 purchase. When any individual purchase or the aggregate purchases of any item  
 4 enumerated above from any candidate or campaign committee other than a  
 5 candidate or slate of candidates for a statewide-elected state office or campaign  
 6 committee for a candidate or slate of candidates for a statewide-elected state office  
 7 exceeds one hundred dollars (\$100), the purchaser shall be identified by name,  
 8 address, age if less than the legal voting age, occupation, and employer, or if the  
 9 purchaser is self-employed, the name under which he is doing business, and the  
 10 amount of the purchase. The lists shall be maintained by the campaign treasurer,  
 11 political issues committee treasurer, registered fundraiser, or other sponsor for  
 12 inspection by the registry for six (6) years following the date of the election.

13 (6) Each permanent committee, except a federally registered out-of-state permanent  
 14 committee, inaugural committee, or contributing organization shall make a full  
 15 report to the registry, on a form provided or using a format approved by the registry,  
 16 of all money, loans, or other things of value, received by it from any source, and all  
 17 expenditures authorized, incurred, or made, since the date of the last report,  
 18 including:

19 (a) For each contribution of any amount made by a permanent committee, the  
 20 name and business address of the permanent committee, the date of the  
 21 contribution, the amount contributed, and a description of the major business,  
 22 social, or political interest represented by the permanent committee;

23 (b) For other contributions in excess of one hundred dollars (\$100), the full name,  
 24 address, age if under the legal voting age, the date of the contribution, the  
 25 amount of the contribution, and the employer and occupation of each  
 26 contributor. If the contributor is self-employed, the name under which he is  
 27 doing business shall be listed;

- 1 (c) An aggregate amount of cash contributions, the amount contributed by each  
2 contributor, and the date of each contribution; and
- 3 (d) A complete statement of all expenditures authorized, incurred, or made,  
4 including independent expenditures. This report shall be made by a permanent  
5 committee, inaugural committee, or contributing organization to the registry  
6 on the last day of the first calendar quarter following the registration of the  
7 committee with the registry and on the last day of each succeeding calendar  
8 quarter until such time as the committee terminates. A contributing  
9 organization shall file a report of contributions received and expenditures on a  
10 form provided or using a format approved by the registry not later than the last  
11 day of each calendar quarter in which contributions are received or  
12 expenditures are made. All reports to the registry shall be postmarked or  
13 received not later than five (5) days after each filing deadline.
- 14 (7) If the final statement of a candidate, campaign committee, or political issues  
15 committee shows an unexpended balance of contributions, continuing debts and  
16 obligations, or an expenditure deficit, the campaign treasurer shall file with the  
17 registry a supplemental statement of contributions and expenditures not more than  
18 thirty (30) days after the deadline for filing the final statement. Subsequent  
19 supplemental statements shall be filed annually, to be received by the registry or  
20 postmarked not later than ten (10) days after November 1 of each year, until the  
21 account shows no unexpended balance, continuing debts and obligations,  
22 expenditures, or deficit, or until the year before the candidate or a slate of  
23 candidates seeks to appear on the ballot for the same office for which the funds in  
24 the campaign account were originally contributed, in which case the candidate or a  
25 slate of candidates shall file the supplemental annual report not later than ten (10)  
26 days after November 1 of that year or at the end of the first calendar quarter of that  
27 year after the candidate or slate of candidates files nomination papers for the next

1 year's primary or regular election. All contributions shall be subject to KRS  
2 121.150.

3 (8) All reports filed under the provisions of this chapter shall be a matter of public  
4 record open to inspection by any member of the public immediately upon receipt of  
5 the report by the registry. A duplicate paper copy of each report filed either on paper  
6 or electronically with the registry shall be filed by the candidate, slate of candidates,  
7 or committee with the county clerk in the county in which the candidate or persons  
8 running as a slate of candidates reside at the same time. County clerks shall  
9 maintain these reports for public inspection for a period of one (1) year from the  
10 date the last report is required to be filed.

11 (9) A candidate or slate of candidates is relieved of the duty personally to file reports  
12 and keep records of receipts and expenditures if the candidate or slate states in  
13 writing or on forms provided by the registry that:

14 (a) Within five (5) business days after personally receiving any contributions, the  
15 candidate or slate of candidates shall surrender possession of the contributions  
16 to the treasurer of their principal campaign committee without expending any  
17 of the proceeds thereof. No contributions shall be commingled with the  
18 candidate's or slated candidates' personal funds or accounts. Contributions  
19 received by check, money order, or other written instrument shall be endorsed  
20 directly to the campaign committee and shall not be cashed or redeemed by  
21 the candidate;

22 (b) The candidate or slate of candidates shall not make any unreimbursed  
23 expenditure for the campaign, except that this paragraph does not preclude a  
24 candidate or slate from making an expenditure from personal funds to the  
25 designated principal campaign committee, which shall be reported by the  
26 committee as a contribution received; and

27 (c) The waiver shall continue in effect as long as the candidate or slate of

1 candidates complies with the conditions under which it was granted.

2 (10) No candidate, slate of candidates, campaign committee, political issues committee,  
3 or contributing organization shall use or permit the use of contributions or funds  
4 solicited or received for the person or in support of or opposition to a public issue  
5 which will appear on the ballot to further the candidacy of the person for a different  
6 public office, to support or oppose a different public issue, or to further the  
7 candidacy of any other person for public office; except that nothing in this  
8 subsection shall be deemed to prohibit a candidate or slate of candidates from using  
9 funds in the campaign account to purchase admission tickets for any fundraising  
10 event or testimonial affair for another candidate or slate of candidates if the amount  
11 of the purchase does not exceed one hundred dollars (\$100) per event or affair. Any  
12 funds or contributions solicited or received by or on behalf of a candidate, slate of  
13 candidates, or any committee, which has been organized in whole or in part to  
14 further any candidacy for the same person or to support or oppose the same public  
15 issue, shall be deemed to have been solicited or received for the current candidacy  
16 or for the election on the public issue if the funds or contributions are solicited or  
17 received at any time prior to the regular election for which the candidate, slate of  
18 candidates, or public issue is on the ballot. Any unexpended balance of funds not  
19 otherwise obligated for the payment of expenses incurred to further a political issue  
20 or the candidacy of a person shall, in whole or in part, at the election of the  
21 candidate or committee, escheat to the State Treasury, be returned pro rata to all  
22 contributors, or, in the case of a partisan candidate, be transferred to a caucus  
23 campaign committee, or to the state or county executive committee of the political  
24 party of which the candidate is a member except that a candidate, committee, or an  
25 official may retain the funds to further the same public issue or to seek election to  
26 the same office or may donate the funds to any charitable, nonprofit, or educational  
27 institution recognized under Section 501(c)(3) of the United States Internal Revenue

Code of 1986, as amended, and any successor thereto.

~~[(11) (a) Any publisher of newspapers or magazines, owner or lessor of billboards, or any other person, company, corporation, or business organization offering its communications or advertising services for hire to the public who receives funds for the purchase of advertising services or material, shall file with the registry a copy of the material or communication purchased which supports or opposes any slate of candidates or committee; a copy of the receipt for the funds paid; the name and address of each purchaser; and the source of the funds for the purchase if different than the purchaser.]~~

~~(b) A radio or television station or network that receives funds for the purchase of advertising services or material that supports or opposes a slate of candidates or committee shall file with the registry a copy of the documentation of paid political campaign advertisements that is required to be maintained by the Federal Communications Commission, along with a cover letter from the manager of the station or network or the manager's designee.~~

~~(c) All information required to be reported by paragraphs (a) and (b) of this subsection shall be in the hands of the registry or postmarked not later than the thirtieth day following the primary and regular elections that are held subsequent to the date that the broadcasting or printing of the advertisement occurs.~~

~~(d) The provisions of this subsection shall apply only to purchases of advertising services or material to support or oppose a slate of candidates for election to the offices of Governor and Lieutenant Governor.~~

~~(e) Notwithstanding KRS 121.990, penalties for violation of this subsection shall be assessed in accordance with the provisions of KRS 121.140(2).]~~

(11)~~[(12)]~~ (a) For the purposes of this subsection, "election cycle," as applied to contributions, expenditures, or loans to support or oppose a candidate for a



1 particular office, means the period of time beginning January 1 following a  
 2 regular election for the office and ending December 31 following the next  
 3 regular election for that office.

4 (b) For the purpose of this subsection, "election cycle," as applied to  
 5 contributions, expenditures, or loans to support or oppose a constitutional  
 6 amendment or public question which appears on the ballot, means the period  
 7 of time beginning January 1 following a regular election for any state  
 8 legislative office and ending December 31 following the next regular election  
 9 for any state legislative office.

10 (c) If adequate and appropriate agency funds are available to implement this  
 11 subsection, beginning on January 1, 2002, the option of electronic reporting  
 12 shall be made available by the registry for all of the following:

- 13 1. Candidates for statewide office and slates of candidates that during the  
 14 election cycle receive contributions or loans in the aggregate of twenty-  
 15 five thousand dollars (\$25,000) or more, or at any time have a balance in  
 16 a campaign account or accounts in the aggregate of twenty-five thousand  
 17 dollars (\$25,000) or more;
- 18 2. Candidates for the General Assembly that during the election cycle  
 19 receive contributions or loans in the aggregate of twelve thousand five  
 20 hundred dollars (\$12,500), or at any time have a balance in an aggregate  
 21 of twelve thousand five hundred dollars (\$12,500) or more; and
- 22 3. Campaign committees, political issues committees, permanent  
 23 committees, registered fundraisers, contributing organizations, and  
 24 individuals and entities making independent expenditures that during the  
 25 election cycle receive contributions or loans in an aggregate of twenty-  
 26 five thousand dollars (\$25,000) or more, make expenditures in an  
 27 aggregate of twenty-five thousand dollars (\$25,000) or more, or at any

1                   time have a balance in an aggregate of twenty-five thousand dollars  
2                   (\$25,000) or more.

3 ~~(12)~~~~(13)}~~ Filers specified in subsection (12) of this section shall also continue to file  
4 required campaign finance reports in paper format until the registry deems it is no  
5 longer necessary. The paper copy shall continue to be the official version for audit  
6 and other legal purposes.

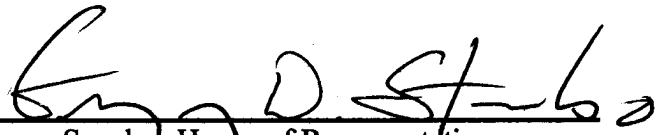
7 ~~(13)~~~~(14)}~~ Filers not required to file reports electronically, as set forth in this section, are  
8 strongly encouraged to do so voluntarily.

9 ~~(14)~~~~(15)}~~ The date that an electronic or on-line report shall be deemed to have been filed  
10 with the registry shall be the date on which it is received by the registry.


11 ~~(15)~~~~(16)}~~ All electronic or on-line filers shall affirm, under penalty of perjury, that the  
12 report filed with the registry is complete and accurate.

13 ~~(16)~~~~(17)}~~ Filers who submit computer disks which are not readable, cannot be copied, or  
14 are not accompanied by any requisite paper copy shall be deemed to not be in  
15 compliance with the requirements set forth in this section.

16 ~~(17)~~~~(18)}~~ No candidate is obligated to file any reports electronically.

  
\_\_\_\_\_  
Speaker-House of Representatives

  
\_\_\_\_\_  
President of Senate

Attest:   
\_\_\_\_\_  
Chief Clerk of House of Representatives

Approved   
\_\_\_\_\_  
Governor

Date April 12, 2010